

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ARIC D. HAUSKNECHT, COMPLETE
MEDICAL CARE SERVICES OF NY, PC
AND COMPLETE MEDICAL CARE
SERVICES OF NY, PC HEALTH AND
WELFARE BENEFIT PLAN,
Plaintiffs,

CIVIL ACTION

NO. 17-3911

v.

JOHN HANCOCK LIFE INSURANCE
COMPANY OF NEW YORK,
Defendant.

ORDER

AND NOW, this 13th day of July, 2022, upon consideration of Plaintiffs' Motion for Partial Summary Judgment (ECF No. 125), Defendant's Cross-Motion for Summary Judgment and Opposition to Plaintiffs' Motion (ECF Nos. 130-132), Plaintiffs' Brief in Opposition to Defendant's Motion and in Support of its Motion (ECF No. 137), Defendant's Reply Brief in Further Support of its Motion (ECF No. 144), Plaintiffs' Sur-reply Brief (ECF No. 150), and the Parties' Joint Appendix in support of their Motions (ECF No. 154), **IT IS HEREBY**

ORDERED as follows:

1. Defendant's Motion is **GRANTED** as to: (1) Plaintiffs' RICO Claims under 18 U.S.C. §§ 1962(c)-(d); and, (2) Plaintiffs' Section 1132(a)(2) ERISA claim premised on the purported 2003 change of policy ownership, which claims are **HEREBY DISMISSED**.
2. Defendant's Motion is **DENIED** in all other respects.
3. Plaintiffs' Motion is **DENIED**.

BY THE COURT:

/s/Wendy Beetlestone, J.

WENDY BEETLESTONE, J.